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Attorneys for Defendant  
TEXAS EASTERN OVERSEAS, INC.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

AMERIPRIDE SERVICES INC.,

Plaintiff,

v.

VALLEY INDUSTRIAL SERVICES, INC., a  
former California corporation, et al.,

Defendants.

) Case No. 2:00-CV-00113-LKK JFM  
) (Consolidated)

) **JOINT STIPULATION AND ORDER**  
) **CONTINUING THE HEARING ON**  
) **PLAINTIFF AMERIPRIDE SERVICES**  
) **INC.'S MOTION FOR SUMMARY**  
) **JUDGMENT AND BRIEFING**  
) **DEADLINES**

HUHTAMAKI FOODSERVICE, INC.,

Plaintiff,

v.

AMERIPRIDE SERVICES INC.,

Defendant.

) Date: February 14, 2011  
) Time: 10:00 a.m.  
) Dept.: 4  
) Hon. Lawrence K. Karlton  
)  
) Trial Date: January 18, 2012  
) Discovery Cut Off: May 1, 2011  
) Motion Cut Off: July 1, 2011

**I. INTRODUCTION**

The parties to the above-entitled action, by and through their respective counsel, hereby stipulate and request the Court to continue the hearing on PLAINTIFF AMERIPRIDE SERVICES INC.'s ("AMERIPRIDE") Motion for Summary Judgment (Dkt. 698) and the associated briefing schedule.

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**II. RECITALS**

On January 7, 2011, AMERIPRIDE filed a Motion for Summary Judgment. The hearing on the motion is currently set for February 14, 2011. Under this hearing date, the opposition to this motion by Defendant, Texas Eastern Overseas, Inc., (“TEO”) must be filed by January 31, 2011. TEO’s counsel has a trial starting February 1, 2011 in California Superior Court in the County of Solano. The case name is *Lisa Edwards v. Michael Johnson, et. al.* case number FCS 032472. Counsel for Defendant expects the trial to take several weeks and anticipates the trial continuing through the date of the hearing on AMERIPRIDE’s Motion for Summary Judgment. As a result, counsel for AMERIPRIDE has graciously agreed to move the hearing date and briefing schedule to provide counsel for TEO the time to properly oppose this motion.

In light of this agreement the parties have agreed to an alternative hearing date and briefing schedule, IT IS HEREBY STIPULATED by and between the parties hereto as follows:

The hearing on Plaintiff AMERIPRIDE’s Motion for Summary Judgment will be continued to April 25, 2011.

TEO’s opposition to the Motion for Summary Judgment shall be due on or before March 4, 2011.

AMERIPRIDE’s reply brief in support of its Motion for Summary Judgment shall be due on or before April 7, 2011.

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1 Dated: January 19, 2011 WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP


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4 By: /s/Edward Garson  
RONALD S. BUSHNER  
5 EDWARD P. GARSON  
6 BERNARD GEHLHAR  
EMILY M. WEISSENBERGER  
Attorneys for Defendant  
7 TEXAS EASTERN OVERSEAS, INC.

8 Dated: January 19, 2011 HUNSUCKER GOODSTEIN & NELSON PC

9  
10 By: /s/Maureen B. Hodson  
11 PHILIP C. HUNSUCKER  
12 BRIAN L. ZAGON  
13 MAUREEN B. HODSON  
Attorneys for Plaintiff  
14 AMERIPRIDE SERVICES INC.

15 Good Cause Appearing,  
16 IT IS SO ORDERED.

17 Dated: January 21, 2011

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20 LAWRENCE K. KARLTON  
21 SENIOR JUDGE  
22 UNITED STATES DISTRICT COURT  
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